

NOTICE OF RECEIPT

WATER RIGHT APPLICATION

(Pursuant to Section § 85-2-307(1), MCA)

Summarized below are the application details as described in an Application to Change of Appropriation Water Right received by the Department of Natural Resources & Conservation on JANUARY 31, 2022. This notice reflects the application details only as originally submitted. The notice does not reflect changes to the application details made during the review process.

Application Number: 40A 30154581

Applicant: BART R BILDEN
PO BOX 193
LAVINA, MT 59046 0193

HEATHER E BILDEN
PO BOX 193
LAVINA, MT 59046 0193

WATER RIGHT NUMBER(S) BEING CHANGED

Water Right Type	Water Right Number	Priority Date
STATEMENT OF CLAIM	40A-110250	MAY 1, 1890
STATEMENT OF CLAIM	40A-30107008	MAY 1, 1890

PAST USE OF WATER

STATEMENT OF CLAIM NO. 40A 110250 IS A MAY 1, 1890 RIGHT WITH A FLOW RATE OF 278 GPM TO FLOOD IRRIGATE 24.9 ACRES. WATER IS DIVERTED USING A HEADGATE TO THE LAVINA NORTH CANAL FROM APRIL 1 THROUGH OCTOBER 31.

STATEMENT OF CLAIM NO. 40A 30107008 IS A MAY 1, 1890 RIGHT WITH A FLOW RATE OF 1.75 CFS TO FLOOD IRRIGATE 10.0 ACRES. WATER IS DIVERTED USING A HEADGATE TO THE LAVINA NORTH CANAL FROM APRIL 1 THROUGH OCTOBER 31.

PROPOSED CHANGE

APPLICANT IS PROPOSING TO CHANGE THE POINT OF DIVERSION FOR STATEMENT OF CLAIM NOS. 40A 110250 AND 40A 30107008. THEY PROPOSE TO MOVE FROM A HEADGATE SUPPLYING WATER THROUGH THE LAVINA NORTH CANAL IN THE NENSW SECTION 5 T6N R22E TO A PUMPSITE IN THE MUSSELSHELL RIVER LOCATED IN THE NWSENW SECTION 11 T6N R22E. THE APPLICANT PROPOSES TO SUPPLY WHEEL LINE IRRIGATION WITH THE NEW PUMP SITE.

In general, the department will make a preliminary determination to grant or deny this application within 120 days of the date the application is deemed correct and complete. That date is currently unknown. If the preliminary determination is to grant the application, the application will be published in the local newspaper and a notice will be sent to appropriators who, according to the department records may be affected by the proposed appropriation. Individuals will have at least 15 days and no more than 60 days (specific deadline will be identified at time of notice) to submit an objection under § 85-2-308, MCA, after the application has been published in the newspaper.

Direct questions regarding this application to the Water Resources Regional Office, 613 NE MAIN, SUITE E, LEWISTOWN, MT 59457-2020 PHONE: 406-538-7459